

Chief Justice William H. Taft and the Supreme Court, but the Court of Appeals has never passed on the question. It is expected that if indictments are returned, the question will be taken to the highest court this time.

It is known that Mr. Whitman has the accounts of the following:

Charles F. Murphy, leader of Tammany Hall.

James A. Callahan, Murphy's close friend, contractor, commission agent, stock speculator, insurance and bond company.

Philip Danahy, Treasurer of Tammany Hall.

Everett Foster of Kingston, under indictment for entering \$250 from George F. Hall, a contractor of Cleveland, and for obtaining a campaign contribution from a corporation.

Arthur A. Mahan, for eleven years Treasurer of the State Democratic Committee, who pleaded guilty Jan. 15 to accepting a campaign contribution from a corporation.

Thomas Russell, ex-Secretary of the Board of Water Supply, former employee in the office of State Engineer and Surveyor Bennett, under indictment for attempted grand larceny in demanding \$50,000 from a prospective aqueduct contractor. Accused in testimony of accepting \$1,000 to expedite payment by the State Highway Department of a debt due a contractor.

C. Gordon Reed of Albany, ex-Commissioner of Highways.

Duncan W. Peck, State Commissioner of Public Works.

John A. Bennett, State Engineer and Surveyor.

Charles F. Foley, ex-Deputy Commissioner of Highways, who had the power to award road repair contracts without public advertising or competition.

William Fisher, deceased Governor of New York and a leading witness in the graft investigation.

OSBORNE CLASHES WITH CARMODY IN HUNT FOR BIG GRAFT.

ALBANY, Jan. 16.—Activity in the graft investigation centered in the State Capitol to-day with the arrival of James W. Osborne, Gov. Glynn's special investigator, who has announced his intention of procuring the indictment by the Albany County Grand Jury of the members of the Highways Commission which awarded \$11 contracts without going through the formality of asking for bids.

Attorney-General Carmody and District Attorney E. D. Alexander of Albany County have held that the members of the Highways Commission were within their rights in awarding these contracts, which amounted to about \$1,000,000, through private arrangements with contractors.

Mr. Osborne came here to-day determined to force a showdown. The situation is critical in that it calls for some action on the part of Gov. Glynn. If the Attorney-General and District Attorney Alexander persist in refusing to bring the matter of the private contracts before the Grand Jury, Mr. Osborne will appeal to the Governor and it will be up to the Chief Executive to support Osborne or the Attorney-General.

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can W. Peck, former Superintendent of Highways C. Gordon Reed, and former Deputy Highways Commissioner Charles F. Foley are the members of the commission which awarded the contracts. Mr. Osborne maintains that the records show that Foley handed them out to please himself and that the other members of the commission paid no attention to them beyond authorizing the payment of the bills.

OSBORNE AT ODDS WITH THE ATTORNEY-GENERAL.

The Attorney-General has questioned the right of Osborne to insist on a Grand Jury investigation into these acts.

Mr. Osborne maintains that his appointment as a special commissioner carried with it the privilege of demanding indictments.

The Grand Jury, which was to have adjourned Saturday, remained in session. Osborne obviously was perturbed over the position taken by the Attorney-General and he said that nothing could swerve him from the course which he had asked the District Attorney to follow.

Osborne's assistant, Arthur T. Warner, planned to-day to call on John N. Carlini, State Highway Commissioner, and obtain all of the \$11 contracts which enter into the case. Carlini always has been willing to surrender the contracts, but he did not have them in shape to hand over when Osborne referred the case to the Albany County Grand Jury. Warner has investigated some of the contracts and he has declared that many of them warrant legal proceedings against the members of the former Highway Commission.

District Attorney Alexander said he would take no action on the cases of Bennett, Peck and Reed until he had received the additional data concerning the \$11 contracts which Osborne and Warner had promised to obtain from the Highways Department.

Indictment Against Kelley Is Dismissed.

SYRACUSE, N. Y., Jan. 16.—The indictment against William H. Kelley, State Committee member from Onondaga County, charged with soliciting campaign contributions from corporations and State employees, was dismissed by Judge Small in United States Court at Binghamton this afternoon.

The charges against Pay C. Parsons of Cortland County are still held under advisement.

Wilson Halts Business TO GREET CHILDREN

Senators and Congressmen Wait While President Receives Little Ones From Jersey.

WASHINGTON, Jan. 16.—President Wilson suspended business in the executive offices to-day to greet the two little children of Mr. and Mrs. E. B. Brookhurst of Jersey City. Senators and Congressmen were waiting, delegations were crowded in the corridors, secretaries were bustling when the President saw two golden haired children arriving. He beckoned and they came forward—Edmund, four, and Anna May, two.

The boy was friendly at the outset, but the little girl somewhat reserved. The President's cordiality broke her shyness, and as they left the office they paused at the door and waved their hands. The President waved his as long as they did notwithstanding that callers were waiting.

MELLEN AND CASHIERS OF BANKS SUBPOENAED

Morse's Sister Says New Haven Wrecked Steamship Line to Make Monopoly.

Subpoenas were signed by Justice Seabury to-day calling for the appearance of Charles A. Mellen, former President of the New York, New Haven and Hartford Railroad, and the cashiers of all national banks in New York to appear before Nicholas W. Blodgett, Master in Chancery of New Jersey, Feb. 3 to testify as to the deal resulting in the sale of the Charles W. Morse Metropolitan Steamship Company.

Jennie E. Morse, sister of the former "ice king," is seeking to recover ownership of the steamship line sold to the New Haven. She alleges that it was wrecked by the purchasing company so that a monopoly might be established. Mellen and the cashiers are subpoenaed to testify specifically as to their dealings with John W. McKinnon directly before the sale was made.

POSAM SOOTHES BURNING SKIN, STOPS ITCHING

If you are not familiar with the rapid action of Posam in the relief and eradication of any skin trouble, you will be astonished to see how readily it takes hold and how easily its work is accomplished.

Posam, Acne, Tetter, Psoriasis, Piles, Skin-Scall, Salt Rheum, Barbers' and all forms of Itch are eradicated. Slight troubles, such as Pimples, Red Nose, Rash, Complexion Blemishes, etc., respond so readily that overnight treatment is often enough.

All druggists sell Posam. For free sample, write to Emergency Laboratories, 88 West 25th Street, New York.

Posam Soap, medicated with Posam, improves and beautifies skin and hair.

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WORLD ADE. LAST YEAR—

771,805

More Than the Herald.

Keep World Ad. Office New York

FRISCO OFFICIALS SCORED IN REPORT ON RECEIVERSHIP

Commerce Board Tells Senate Financial Operations Caused Road's Troubles.

BOND SALE CONDEMNED

"Floating of Securities Warrants Censure of All Who Assisted or Participated."

WASHINGTON, Jan. 16.—Financial operations—not ordinary railroad difficulties—were the cause of the receivership of the St. Louis and San Francisco Railroad system, according to the Interstate Commerce Commission's investigation reported to-day at the direction of the Senate.

Although the report is the Senate resolution "does not call for expression of opinion or recommendation," it does declare, referring to the sale just before the receivership of \$2,000,000 of 5 per cent. bonds, French series, at 78, to Sipeyer & Co. of New York, "that the sale of securities to the investing public through bankers at a time when every appearance indicated the insolvency of the issuing company invites and warrants the condemnation of all who assisted or participated in each sale."

"Sipeyer & Co. should have been aware of the poverty of the 'Frisco' and of its difficulties in obtaining funds."

PRINCIPAL CAUSES OF THE INSOLVENCY OF ROAD.

The insolvency of the 'Frisco,' the report says, may be attributed to various causes, among them:

"Disproportionate capitalization. The acquisition of new lines. The financing by the 'Frisco' of the New Orleans, Texas and Mexico Railroad and other South Texas lines.

"The desire for an entrance into Chicago, Ill., resulting in the assumption of heavy fixed charges in the acquisition of the stock of the Chicago and Eastern Illinois Railroad.

"The sale of its securities at prices so low as to indicate a deplorably weakened credit or an extravagant arrangement with bankers to whom large profits accrued in the purchase of the bonds and the subsequent sale of same to the public.

"Miscellaneous causes, among which are the payment of dividends upon its preferred stock in spite of its weakened credit and need of money."

"Poor investments and expensive rentals, among which are the investment in the New Orleans Terminal Company, stock in the Kirby Lumber Company and rentals paid the Crawford Mining Company."

CHAIRMAN YOKUM IS NAMED AMONG SUBSCRIBERS.

"It appears," says the report, "through statements received from the St. Louis Union Trust Company, manager for syndicates that financed the construction of a number of properties which were subsequently sold to the 'Frisco' that a number of lines acquired by the 'Frisco' were purchased by that company at prices which afforded large profits to the syndicate subscribers and trust companies."

Among the subscribers to these syndicates were various officials of the 'Frisco,' including E. B. Yokum, Chairman of the Board of Directors, as well as officers of the St. Louis Union Trust Company.

Descriptions of other syndicate operations with respect to financing the construction of a number of lines and the sale of such properties to the 'Frisco' include names of officials of the 'Frisco' who were subscribers to the syndicates and in the profits of the syndicates.

MITCHELL SEES GLYNN, TALK OF APPOINTMENT

Belief in Albany Labor Leader Will Head Workmen's Compensation Commission.

ALBANY, Jan. 16.—A call by John Mitchell, former President of the United Mine Workers of America, on Gov. Glynn revived reports that Mitchell was being considered as a member of the Workmen's Compensation Commission, possibly the Chairman.

Mr. Mitchell was accompanied by Senator Healy of Westchester County. This fact added strength to the reports, as Senator Healy is a supporter of Mitchell for State Labor Commissioner. It was generally reported that the Senate's unfavorable action resulted from the opposition advanced by prominent Westchester County political leaders. Although neither the Governor, Mr. Mitchell nor Senator Healy would discuss the report, the report gained credence that the Westchester opposition had been withdrawn.

It is expected that the Governor will announce several nominations to the Senate to-night.

Dies Suddenly in Criminal Court Building.

Mr. Ellen Donnellan, a cleaner in the Criminal Court Building, died suddenly a few moments after reporting for work to-day. She was found in a chair in the building.

The report was that she had been the foreman, who called Dr. Dugdale from Hudson Street Hospital. Dr. Dugdale said she was a widow and lived at No. 25 Fulton street, Brooklyn.

NEW YORK ELOPERS WHO TAUGHT JAPAN HOW TO DO TANGO.

MRS. FRANCES HEWITT-BOWNE.

Jordan L. Mott M and Mrs. Walter Bowne, the principals in an exciting around-the-world chase two years ago, have introduced the tango in Japan and set Nippon dance crazy.

According to Yumoto Kuehikiki, a leading theatrical producer of that country, who left New York to-day for San Francisco to prepare his exhibits for the Panama Exposition. He has been at the Hotel Marcellini.

NEW THAW BRIEF HINTS MALICE IN DEMAND FOR HIM

Holds Real Purpose in State Action Is Foreign to That Given in Extradition Call.

CONCORD, N. H., Jan. 16.—A voluminous brief in support of Harry K. Thaw's petition for discharge on a writ of habeas corpus, from the custody of the officers now holding him for extradition to New York, was filed in the Federal Court to-day.

The brief says:

"It cannot be said that a person is accorded due process of law if he is surrendered to the demanding State on a pretext when the real purpose for demanding him is something foreign to the matters set out in the extradition papers."

The brief also holds that the State of New York in demanding extradition "for so trivial an offense opens the door of suspicion that behind it all is the malice of private individuals."

FIREMEN CALL DOCTOR WHEN MASCOT IS HURT

Fitz H. Has Fractured Bone in Plaster Cast and Will Receive Daily Visits.

The firemen of Engine Company No. 44 at No. 231 East Seventy-fifth street are to-day. Their mascot, Fitz H., a fine Dalmatian dog, met with an accident early this morning, when an alarm of fire sounded in the quarters of the engine company.

Fitz, as usual, heard the first bell, and in his haste to reach the engine from the second floor he slipped and fell, fracturing his pelvis.

A veterinary surgeon, Dr. L. Griesman, of No. 1449 Lexington avenue, worked two hours over Fitz, encasing his limbs tightly in a plaster cast. Fitz did not whimper.

The dog will have to have the plaster cast in place for three weeks and it is expected he will be perfectly cured. In the meantime he will be visited daily by Dr. Griesman.

THREE WINS AND A TIE FOR AMERICAN ATHLETES.

Parlier Captures 220 and 440 Yards Races and Powers Mile Run in Australian Championships.

MELBOURNE, Australia, Jan. 16.—American athletes to-day scored three wins and one tie in the track events at the championships of the Australian Amateur Association.

George L. Parlier, the California sprinter, won the 220-yards flat championship in 21.4 seconds and the 440-yards flat championship in 51.2 seconds. James Powers of the Boston A. won the mile championship in 4 min. 54.5 sec., while the pole vault championship was a tie between Ruric Templeton of the Olympic Club, San Francisco, and Mr. Blake of Victoria, Australia, who both vaulted eleven feet.

The members of the American team have entered international meetings for the next two Saturdays.

MITCHELL TO KEEP WALSH.

Commissioner of Weights Has Done Good Work.

Mayor Mitchell said to-day John L. Walsh, Commissioner of Weights and Measures, would be retained, "temporarily at least."

"I haven't taken up that bureau yet," said the Mayor. "I understand that he has done good work. There is no need of haste in the matter."

The Mayor also announced that he had appointed John L. Walsh, Commissioner of Weights and Measures, to succeed Henry A. Thompson this week. He said he had lost hope of getting the position.

"Reserve for Employees' Benefit Fund" was an arbitrary diversion of the funds of the company, intended no doubt to conceal in part its excessive cash.

"In 1913 the company deducted from operating revenue the sum of \$1,014,984.11, charged as rent for conduct, and other support. In 1913 it deducted for like purpose \$1,344,131.62.

"All of the capital stock of the Empire Subway Company, Limited, whose bonds carry the telephone wires, being owned by the New York Telephone Company, and all of the capital stock of the New York Telephone Company being owned by the American Telephone and Telegraph Company, one can readily see how easy it has been to take all those vast sums of money from the pocket and put them into the other, always taking care that none of it got back into the pockets of the people from whom it had been taken."

"The Chairman of the Railroad Commission of California in discussing a contract between the A. T. & T. Co. and the Pacific Telephone and Telegraph Company, one of the subsidiary companies owned by the parent company, said: 'I have no hesitancy in saying that any contract such as the one here in question (4½ per cent. rental) should always be scrutinized with the utmost care. Contracts such as this are not made between equals, but between a dominant and a subordinate company.'"

"It is safe to assume that the amounts so charged for depreciation in 1912 and 1913 were grossly excessive and fully \$1,500,000 more each year than should have been charged."

"The deduction from net revenue of the sum of \$2,000,000 in 1913 as a

Gift to Company's stock of New York City is the most audacious piece of graft in the history of the city.

CHURCH REFUSES TO FIRE PASTOR WHO PLAYS BASEBALL

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Wealthy members of the Consistory of Christ Reformed Church in Newark, N. J., are at odds with the Classis, the governing body in New Jersey of that denomination. The church is in the exclusive Woodside section of Newark.

When the members of the Consistory held a meeting yesterday to take action on the demand of the Classis, for the resignation of their pastor, Rev. Percival H. Barker, they raised \$1,700 toward wiping out the church debt, and made a statement to the effect that they would stand by their pastor to a finish.

There was nothing against his character, but because he played baseball and lawn tennis and had preached in another church during the time he was under suspension by the Presbytery of New Jersey, Mr. Barker was dropped from the Presbyterian Church. He went to Newark a year ago. Now the Classis demands that he give up Christ Church pulpit and leave that town.

"Tell him to pack his things and leave at once and then tell the congregation he was called home," was the text of the message sent to the Consistory of Christ Church by the Classis. Instead of dropping the minister the Consistory raised his salary and the members pledged themselves to stand by him in his fight to get his credentials from the New Jersey Presbytery.

Mr. Barker is only twenty-eight years old. It is said he has worked wonders since going to Newark. He has increased the membership of the church, wiped out some of the church debts, organized clubs among the young people, and become one of the most popular of Newark's clergymen. Because of his athletic tendencies the fight has been forced on him.

CHARGE BOMB THROWERS WITH EIGHTY EXPLOSIONS

Two Men Placed on Trial for Lighting Fuse of Deadly Missile.

Angelo Syvestro of No. 250 Elm-street, and Alfred Lehman of No. 200 Water street, Woodlawn, N. J., were placed on trial before Judge Ruskely in General Sessions to-day, charged with placing a bomb in the hall at No. 170 East Houston street.

The bomb, according to the charge, was lighted by Lehman and when the fuse went out was relighted by Syvestro. It failed to explode.

Assistant District Attorney Manley told the jury he was prepared to prove that the two men had caused eighty bomb explosions, some for revenge, some to help strikes and some for hire. Lehman was known as "Schmidt" and was caught by Deputy Police Commissioner Dougherty last fall in New Jersey. He made a confession, according to Dougherty.

BELLE OF GYPSY CAMP BECOMES NOMAD'S BRIDE

Goes From Church to Big Tent Her Husband Has Made Their Home.

A big tent in the large gypsy camp at No. 213 White Plains avenue is occupied to-day by a bride of a day, Mrs. Maggie Yowanivich, the wife of Steve Yowanivich, who yesterday set aside her maiden name, Maggie Stanley, and was married to Steve in the Roman Catholic Church at White Plains and Van Nest avenue.

The bride is of the dark gypsy type, twenty-two years old. She had performed with her husband in circuses all over the country, doing animal stunts and giving riding exhibitions. Steve is twenty-four years old, straight and tall and was considered a good catch in gypsy circles.

JAP MARINES IN MEXICO CITY.

Denied They Are There as Guard for Mikado's Embassy.

MEXICO CITY, Jan. 16.—Capt. Keisaburo Moriyama and fourteen other officers of the Japanese armored cruiser Idzumo arrived in the Federal capital this morning from Manzanillo. A report that they were to act as guard for the Japanese Legation was denied by the Japanese Minister, Minichiro Adachi, who said the officers would return to Japan with their vessel at Manzanillo on Jan. 20 after visiting the city of interest in Mexico City and its vicinity.

DIED.

COURTNEY.—On Jan. 15, DENNIS, aged 22 years, beloved brother of Charles and Fred Courtney, died at his residence, 304 W. 148th st., Tuesday morning, Jan. 17, at 9:30; thence to the Church of the Resurrection, where a mass will be offered for his soul. Interment Calvary.

RESTORES NATURAL COLOR TO GRAY HAIR

If your hair is gray or faded you can quickly and permanently restore its natural color by using

Hay's Hair Health

This wonderful preparation eradicates dandruff, cures the hair follicles, and gives the hair its natural, youthful appearance. It's a dye. Results guaranteed. Money refunded if not satisfied.

At all druggists. Sample bottle and full size for 10c. Write for free trial.

CANDY

PENNY A POUND PROFIT

IT Isn't Every Article of Food That Makes Us Hungrier by Seeing It Produced.

Just as we do not see the preparation of many foods that go into our stomachs. But—LOFT CANDY, you ought to see it made in the Brightest and Cleanest Candy Kitchens in the world, under the supervision of our immaculate Master Candy Maker, and 1,000 carefully trained employees who are governed by the most rigidly maintained sanitary conditions. The more you see of its preparation, the more you will want LOFT CANDY.

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